



(6) Animal Shelter means a facility owned and/or operated by a governmental entity or any animal welfare organization that is incorporated within the State of Utah under Section 76-9-302, U.C.A., 1953 as amended, and used for the care and custody of seized, stray, homeless, quarantined, abandoned, or unwanted dogs, cats, or other small domestic animals.

(7) Animal Subject to Licensing means a dog, ferret, or pot-bellied pig.

(8) **Animal Under Restraint** means any animal under the ~~control of its owner or person having charge, care, custody, or control; except that a dog shall not be considered under control of the owner unless on a leash or lead, confined within a vehicle, or within the real property limits of the owner~~ physical control of its owner, or custodian having charge, care, or custody of the animal, by means of a leash, tether, physical control device, or enclosure. A leash or tether shall not exceed eight (8) feet in length, and shall keep the animal at a minimum of one (1) foot from any other animal, person, public access, or the real property of another, whether that real property is public or private. Fenced animals shall be kept in a manner that does not allow the animal to reach over, under, or through the fence, or to escape over, under, or through. Animals confined in or upon a motorized vehicle shall be considered restrained, provided that the animal's body parts cannot extend beyond two (2) inches from the vehicle. Animals kept contrary to this definition will be considered "Animal at Large."

**Section 3. Severability.** If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

**Section 4. Effective Date.** This Ordinance shall take effect immediately upon posting as required by law.

**PASSED and APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

WEST VALLEY CITY

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MAYOR

ATTEST:

\_\_\_\_\_  
CITY RECORDER